



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5
12-6-02

Title: PROGRAMMABLE THERMOSTAT
SYSTEM EMPLOYING A TOUCH SCREEN
UNIT FOR INTUITIVE INTERACTIVE
INTERFACE WITH A USER

Inventor(s): Howard Rosen

Serial No.: 10/060768

Filing Date: 1/30/2002

Group No.: 2173

Examiner:

Attorney Docket No.:

PETITION TO MAKE SPECIAL
PURSUANT TO 37 CFR §1.102(d)
AND MPEP 708.02(I) FOR
MANUFACTURE

RECEIVED

NOV 08 2002

Technology Center 2100

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir:

Applicant petitions to make this application special is made pursuant to the grounds of prospective manufacture under 37 CFR §1.102(d) and MPEP 708.02(I). Enclosed is a declaration by Applicant alleging that Applicant is in possession of sufficient presently available capital and facilities to manufacture the invention in quantity, that Applicant submits herewith a corroborating statement to that effect, Applicant will not manufacture unless certain that the patent will be granted, Applicant obligates himself to manufacture the invention in the United States or its possessions in quantity immediately upon the allowance of claims or issuance of a patent which will protect the investment of capital and facilities, and Applicant has caused to be made a careful and thorough search of the prior art.

Applicant provides herewith one copy of each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record.

Applicant provides herewith an Information Disclosure Statement explaining the search procedure and remarks relating the references to the claimed invention. Applicant files with this petition the required fee therefor.

Respectfully submitted,

October 31, 2002

David T. Bracken

David T. Bracken
Reg. No. 37,522

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